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May 5, 2003

Federal Communications Commission
Office of the Secretary
445 12th Street S.W.
Washington, DC 20554

RE: Parties To October 25 Petition For Reconsideration In *Docket 99-325*

Dear FCC Commissioners, and Commission Staff:

I am the attorney for the various parties to the October 25, 2002 Petition For Reconsideration of the Commission's October 11, 2002 Order in FCC Docket 99-325. The challenged Order authorized the initiation of "interim" broadcasts, utilizing In Band On Channel (IBOC) Digital Radio, on a virtually unregulated basis.

The following individual has recently asked to be classified as a retroactive signatory to our Petition and, consequently, as the 40th Petitioner:

Jay Rogers
N1WVQ
2 Peter Pond Court
East Providence, Rhode Island 02914-4123

Please record him as one of the parties to the October 25 Petition For Reconsideration.

Thank you.

Sincerely,

Don Schellhardt, Esquire

Attorney For The 40 October 25 Anti-IBOC Petitioners